IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

MONDAY THE NINTH DAY OF AUGUST, TWO THOUSAND AND FOUR

: PRESENT:

THE HON'BLE MR.JUSTICE : T.CH. SURYA RAO

CRIMINAL PETITION No. 3287 of 2004

In

S.C. No. 344 of 2001

Between:

Narepalle Rama Subba Reddy — Petitioner/Accused In S.C. No. 344 of 2001 of Asst. Sessions Judge, Kadapa.

AND

The state of A.P. rep. by its Public Prosecutor, High Court of A.P. — Respondent/complainant in do

COUNSEL FOR THE PETITIONER: M/s. D. Kodanda Rami Reddy

COUNSEL FOR THE RESPONDENT: THE PUBLIC PROSECUTOR

Petition Under Sections 437 & 439 of Cr.P.C. praying The High Court to release the petitioner on bail in SC No. 344 of 2001 on the file of the Asst. Sessions Judge, Kadapa Dist. The Court made the following:

O R D E R:

"PURSUANT TO THE WARRANT ISSUED BY THE COURT, THE PETITIONER WAS APPREHENDED ON 09-06-2004 AND THEN HE HAS BEEN IN JUDICIAL CUSTODY. HIS REQUEST FOR BAIL HAS NOT BEEN CONSIDERED BY THE COURT BELOW".

"HAVING REGARD TO THE FACT THAT EARLIER THE PETITIONER HAS BEEN ARRESTED PURSUANT TO THE WARRANT, THAT WARRANT WAS RECALLED LATER AND NOT WITH STANDING THE SAME, THE PETITIONER AGAINST COMMITTED DEFAULT. AND FOR THE SECOND TIME, THE WARRANT WAS ISSUED AGAINST HIM. THE CASE AGAINST THE PETITIONER AND OTHERS WAS FOR THE OFFENCE PUNISHABLE UNDER SECTION 307 READ WITH SECTION 129(B) IPC AND SECTIONS 3 AND 5 OF EXPLOSIVE SUBSTANCES ACT".

"INVIEW OF THE NATURE OF THE CRIME AND THE PETITIONER HAS BEEN IN JUDICIAL CUSTODY, HIS REQUEST FOR BAIL MAY BE CONSIDERED".

"IN THE RESULT, THE CRIMINAL PETITION IS ALLOWED, THE PETITIONER SHALL BE ENLARGED ON BAIL ON HIS EXECUTING A BAND FOR RS. 10,000/- WITH TWO SURETIES FOR THE LIKESUM EACH TO THE SATISFACTION OF THE ASSISTANT SESSIONS JUDGE, KADAPA".

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT

REGISTRAR

To

1. The Asst. Sessions Judge, Kadapa Dist.
2. The Superintendent, Central Jail Kadapa, Kadapa Dist.
3. Two CCs to the Public Prosecutor, High Court of AP, Hyderabad (OUT)
4. One CC to Mr. D. Kodanda Rami Reddy, Advocate (OPUC)
5. One Spare Copy.

KNK

HIGH COURT

DATE: 9-8-2004

BAIL ORDER

CRL.P.No. 3287 of 2004

BAIL GRANTED

HIGH COURT

DRAFTED BY: KNK
DRAFTED ON : 9-8-2004

TCSR,J

DATE: **9-8-2004**

BAIL ORDER

CRL.P.No. 3287 of 2004

BAIL GRANTED